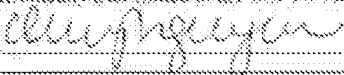


I hereby certify that this correspondence is being electronically transmitted to the USPTO on the date shown below.

Date: June 12, 2010

Signature: 

Nguyen B. Nguyen

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/734,562  
Confirmation No.: 2406  
Filing Date: December 12, 2003  
Inventor(s): Ken MICHLITSCH et al.  
Title: APPARATUS AND METHODS FOR FORMING AND  
SECURING GASTROINTESTINAL TISSUE FOLDS  
Examiner: Dornbusch, Dianne  
Group Art Unit: 3773

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**RESPONSE TO NON-FINAL OFFICE ACTION**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the non-final Office Action mailed December 17, 2009, in the above-identified United States Patent Application. Filed herewith is a petition and fee for a three-month extension of time, thereby extending the deadline for response to June 17, 2010. Accordingly, this response is timely filed.

Reconsideration and allowance of the claims, as amended, in light of the Remarks presented herein are respectfully requested.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 8 of this paper.